

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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	:	
STEPHEN GANNON,	:	
	:	
Plaintiff,	:	
	:	22 Civ. 361 (LGS)
-against-	:	
	:	<b><u>OPINION AND ORDER</u></b>
124 EAST 40TH STREET LLC, JOHN DOE 1-	:	
X, persons yet unknown, Limited Liability	:	
Companies, Partnerships, Corporations 1-X,	:	
entities yet unknown,	:	
	:	
Defendants.	:	
-----	X	
LORNA G. SCHOFIELD, District Judge:		

WHEREAS, an Opinion and Order dated September 6, 2024 (the “Opinion”), granted Defendants’ motion to dismiss the complaint.

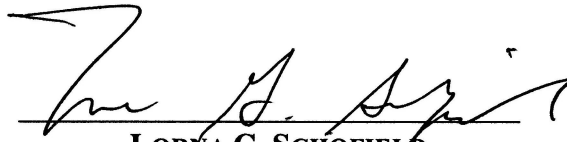
WHEREAS, the Opinion allowed Plaintiff to seek leave to amend the complaint by September 20, 2024. The Opinion explained that if Plaintiff did not seek leave to amend, the case would be dismissed.

WHEREAS, Plaintiff has not sought leave to amend the complaint. It is hereby

**ORDERED** that this case is **DISMISSED** without prejudice.

The Clerk of Court is respectfully directed to enter judgment and close the case.

Dated: September 23, 2024  
New York, New York

  
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**LORNA G. SCHOFIELD**  
**UNITED STATES DISTRICT JUDGE**